

AMENDED IN SENATE APRIL 11, 1996  
AMENDED IN SENATE MARCH 7, 1996  
AMENDED IN ASSEMBLY JANUARY 22, 1996  
AMENDED IN ASSEMBLY JANUARY 8, 1996

CALIFORNIA LEGISLATURE—1995–96 REGULAR SESSION

**ASSEMBLY BILL**

**No. 926**

**Introduced by Assembly Member Rainey**

February 22, 1995

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An act to *amend Section 11556 of*, to add Section 19825.5 to, and to repeal Sections 11553, 11553.5, 11555, ~~11556~~, 11560, 11561, 11563.1, 11563.7, 11563.8, 11563.9, and 11564 of, the Government Code, *and to amend Sections 57.1 and 138.1 of the Labor Code*, relating to state boards and commissions.

LEGISLATIVE COUNSEL'S DIGEST

AB 926, as amended, Rainey. State boards and commissions: members: salaries.

Existing law establishes the salaries of nonelected members of various state boards and commissions.

This bill would repeal those provisions, *with one specified exception*, and, instead, would require the Department of Personnel Administration to establish and adjust the salaries of these nonelected members, except as otherwise provided by law. It would also provide that salary increases provided for any fiscal year for nonelected members of state boards and commissions shall not be greater than the salary increases

provided for the same fiscal year for employees designated as managerial by the department.

*Existing law establishes the salary of the Chief of the Division of Occupational Safety and Health and requires the Director of Industrial Relations to set the salary of the 2 deputy chiefs of the division, subject to the approval of the Department of Finance.*

*This bill, instead, would require that the salary of the chief of the division be fixed by the Director of Industrial Relations, and would make both the chief and the deputies' salaries subject to the approval of the Department of Personnel Administration.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11553 of the Government Code  
2 is repealed.

3 SEC. 2. Section 11553.5 of the Government Code is  
4 repealed.

5 SEC. 3. Section 11555 of the Government Code is  
6 repealed.

7 ~~SEC. 4. Section 11556 of the Government Code is~~  
8 ~~repealed.~~

9 SEC. 4. Section 11556 of the Government Code is  
10 amended to read:

11 11556. Effective January 1, 1988, an annual salary of  
12 sixty-nine thousand seventy-six dollars (\$69,076) shall be  
13 paid to each of the following:

14 ~~(a) Member of the Board of Prison Terms.~~

15 ~~(b) Member of the Youthful Offender Parole Board.~~

16 ~~(c) Member of the Occupational Safety and Health~~  
17 ~~Appeals Board.~~

18 ~~(d) the Director of Boating and Waterways.~~

19 The annual compensation provided by this section shall  
20 be increased in any fiscal year in which a general salary  
21 increase is provided for state employees. The amount of  
22 the increase provided by this section shall be comparable  
23 to, but shall not exceed, the percentage of the general

1 salary increases provided for state employees during that  
2 fiscal year.

3 SEC. 5. Section 11560 of the Government Code is  
4 repealed.

5 SEC. 6. Section 11561 of the Government Code is  
6 repealed.

7 SEC. 7. Section 11563.1 of the Government Code is  
8 repealed.

9 SEC. 8. Section 11563.7 of the Government Code is  
10 repealed.

11 SEC. 9. Section 11563.8 of the Government Code is  
12 repealed.

13 SEC. 10. Section 11563.9 of the Government Code is  
14 repealed.

15 SEC. 11. Section 11564 of the Government Code is  
16 repealed.

17 SEC. 12. Section 19825.5 is added to the Government  
18 Code, to read:

19 19825.5. Except as otherwise provided by law, the  
20 department shall establish and adjust the salaries of  
21 nonelected members of state boards and commissions.  
22 Salary increases provided for any fiscal year for  
23 nonelected members of state boards and commissions  
24 shall not be greater than the salary increases provided for  
25 the same fiscal year for employees designated as  
26 managerial by the department.

27 SEC. 13. *Section 57.1 of the Labor Code is amended*  
28 *to read:*

29 57.1. (a) The Chief of the Division of Occupational  
30 Safety and Health shall receive ~~an annual salary as~~  
31 ~~provided by Chapter 6 (commencing with Section 11550)~~  
32 ~~of Part 1 of Division 3 of Title 2 of the Government Code~~  
33 *the salary fixed by the Director of Industrial Relations*  
34 *subject to the approval of the Department of Personnel*  
35 *Administration.*

36 (b) All officers or employees of the Division of  
37 Occupational Safety and Health employed after the  
38 operative date of this section shall be appointed by the  
39 director in accordance with ~~the provisions of~~ the State  
40 Civil Service Act (*Part 2 (commencing with Section*

1 18500) of Division 5 of Title 2 of the Government Code).  
2 Notwithstanding the foregoing, two deputy chiefs of the  
3 Division of Occupational Safety and Health shall be  
4 appointed by the Governor, with the advice of the  
5 Director of Industrial Relations, to serve at the pleasure  
6 of the Director of Industrial Relations. The two deputy  
7 chiefs shall be exempt from civil service. The annual  
8 salaries of the two exempted deputy chiefs shall be fixed  
9 by the Director of Industrial Relations, subject to the  
10 approval of the ~~Director of Finance~~ Department of  
11 Personnel Administration.

12 SEC. 14. Section 138.1 of the Labor Code is amended  
13 to read:

14 138.1. The administrative director shall be appointed  
15 by the Governor with the advice and consent of the  
16 Senate and shall hold office at the pleasure of the  
17 Governor. ~~He shall receive the salary provided for by~~  
18 ~~Chapter 6 (commencing with Section 11550) of Part 1 of~~  
19 ~~Division 3 of Title 2 of the Government Code.~~

